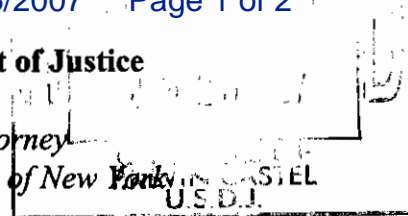




U.S. Department of Justice

United States Attorney
Southern District of New York



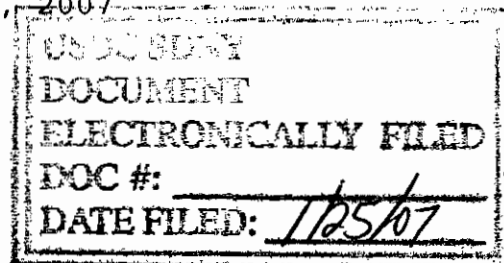
86 Chambers Street, 3rd Floor
New York, New York 10007

MEMO ENDORSED

January 24, 2007

BY HAND

The Honorable P. Kevin Castel
United States District Judge
United States Courthouse
500 Pearl Street, Room 2260
New York, New York 10007-1312



Re: Riverkeeper, et al. v. EPA, 06 Civ. 12987 (PKC)

Dear Judge Castel:

Pursuant to the Court's request at the January 19, 2007 initial conference in the above-referenced matter, I write on behalf of all parties in this case to submit the proposed briefing schedule for the Government's motion to dismiss the amended complaint. The parties propose the following briefing schedule:

Government's motion to filed by February 7, 2007.

Any brief by intervenor CWIS Coalition to be filed by February 14, 2007.

Plaintiffs' opposition to the Government's motion, and to any brief to be filed by intervenor CWIS Coalition, to be filed by March 9, 2007.

Government and CWIS Coalition reply briefs due on March 23, 2007.

Plaintiffs have also asked me to communicate their request for leave of the Court to submit a consolidated opposition brief in response to the Government's motion and any brief submitted by CWIS Coalition, with an enlarged page limit equal to the number of pages submitted by the Government and CWIS Coalition. Plaintiffs also respectfully request that the Court schedule oral argument when the motion is fully briefed. EPA and CWIS Coalition do not oppose plaintiffs' requests.


*Consolidated
brief over page
extension granted.
Schedule
approved.
SO ORDERED
1/25/07*

OK

We thank the Court for its consideration of these requests.

Respectfully,

MICHAEL J. GARCIA
United States Attorney

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